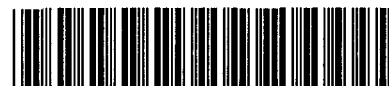


ORIGINAL

NEW APPLICATION



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AMERICAN FIBER NETWORK  
Arizona Corporation Commission

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AZ CORP COMMISSION  
DOCKET CONTROL

December 17, 2010

Steven M. Olea  
Director, Utilities Division  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, AZ 85007-2996

DOCKETED BY

T-03815A-10

T-03815A-10-0520

Re: American Fiber Network, Inc.'s Application to Discontinue Service in Arizona,  
~~Docket No. T-03815A-99-0722, Decision No. 62718 and in T-03815A-06-0747, Decision~~  
~~No. 70512~~

Dear Mr. Olea:

American Fiber Network, Inc. ("AFN") hereby requests to relinquish its certificates to offer competitive services in Arizona. AFN was authorized by the Arizona Corporation Commission to provide competitive intrastate telecommunications services in T-03815A-99-0722, Decision No. 62718 which was granted on June 30, 2000 and competitive facilities-based local exchange and switched access telecommunications services in T-03815A-06-0747, Decision No. 70512, which was granted on September 30, 2008.

AFN is in the process of exiting the industry. On December 17, 2010, AFN completed a transaction to transfer the majority of its customers in other states to Birch Communications Inc. AFN no longer plans to provide any telecommunications services, including local and long distance services. As a result, AFN must discontinue service to the remainder of its customers in Arizona. AFN requests that its authorization be cancelled as of February 20, 2011. AFN further requests that its existing tariffs on file with the Arizona Corporation Commission be cancelled as of February 20, 2011.

AFN currently provides local services to seven customers and long distance services to twelve customers in Arizona. AFN intends to discontinue all services to customers as of February 20, 2011, subject to approval from the Arizona Corporation Commission. Customers were notified of the discontinuation of service on December 15, 2010 via mail more than 60 days in advance. A copy of the notice given to customers is attached. AFN did not accept customer deposits and thus will not need to provide any customer refunds as a result of its discontinuance of service. If a customer has paid his monthly bill and service will be discontinued before the end of the month, the customer will be refunded by check the pro-rated amount for the remainder of the month.

The market for local and long distance services provided in Arizona is competitive, and the customers have a range of choices among other service providers. Lists of alternative service providers available to customers are available at <http://www.azcc.gov/divisions/utilities/UTILITYLIST.asp>.

AFN does not currently owe any outstanding regulatory fees to Arizona.

Please contact the undersigned with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Heath", written over a horizontal line.

Robert Heath  
American Fiber Network, Inc.  
9401 Indian Creek Parkway  
Suite 280  
Overland Park, KS 66210  
1.877.877.3166

Enclosures

Dear Customer,

This letter will serve as formal notice that American Fiber Network, Inc. will discontinue its provision of all services (local, long distance, payphone, and Internet) in Arizona on February 20, 2011, subject to approval from the Arizona Corporation Commission.

American Fiber Network, Inc. is providing you with notice of our discontinuance of service in order to ensure that you will have ample time to make other arrangements for replacement service. Please note that services will not be transferred automatically to another carrier. In order for you to maintain uninterrupted service, you must make arrangements with an alternative service provider well in advance of the termination date. You should begin that process immediately. Lists of alternate service providers are available at <http://www.azcc.gov/divisions/utilities/UTILITYLIST.asp>.

The Federal Communications Commission ("FCC") will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the FCC releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the § 63.71 Application of American Fiber Network, Inc. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

If you have any questions, please contact American Fiber Network, Inc.:

American Fiber Network, Inc.  
9401 Indian Creek Parkway  
Suite 208  
Overland Park, KS 66210  
1.877.812.5673